

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF GEORGIA  
STATESBORO DIVISION

JUDITH ALCOCER,

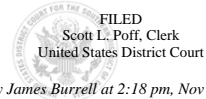
Plaintiff,

v.

BULLOCH COUNTY SHERIFF'S  
OFFICE, et al.,

Defendants.

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CV 615-94

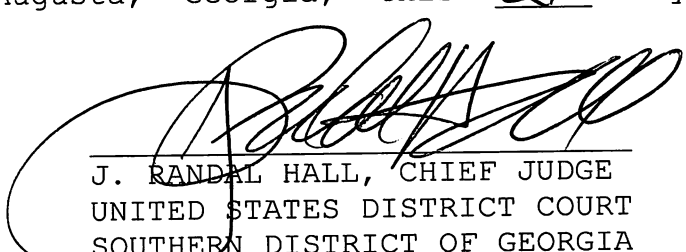
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O R D E R

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Defendants have appealed this Court's denial of qualified immunity. (Doc. 111.) When a district court denies qualified immunity, the Eleventh Circuit has interlocutory jurisdiction as long as the denial is "based even in part on a disputed issue of law" and the appeal is non-frivolous. Cottrell v. Caldwell, 85 F.3d 1480, 1485 (11th Cir. 1996). Because arguable probable cause is an issue of law, id. at n.1, and Defendants' appeal is non-frivolous, the Eleventh Circuit has interlocutory jurisdiction over Defendants' appeal. Thus, the Court **STAYS** this case pending a decision by the Eleventh Circuit.

**ORDER ENTERED** at Augusta, Georgia, this 21<sup>st</sup> day of November, 2017.



J. RANDAL HALL, CHIEF JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA